



RESOLUTION # 46-8/08

TO: HONORABLE MEMBERS OF THE LA CROSSE COUNTY BOARD OF SUPERVISORS

**ITEM #**

**BOARD ACTION**

Adopted: 8-21-08  
For: 29  
Against: 1  
Abs/Excd: 5  
Vote Req: 10  
Other Action: \_\_\_\_\_

**JUDICIARY & LAW COMMITTEE ACTION**

Adopted: 8-12-08  
For: 4  
Against: -  
Abs/Excd: 3

**RE: REQUESTING THE STATE OF WISCONSIN DEPARTMENT OF CORRECTIONS INCREASE REIMBURSEMENT PAYMENTS FOR STATE PROBATION AND PAROLE PRISONERS HELD IN THE LA CROSSE COUNTY JAIL**

WHEREAS, §302.33(2)(a) (2007), Wis. Stats., requires the Wisconsin Department of Corrections to reimburse the county for costs relating to maintaining persons in custody pending the disposition of their parole, extended supervision or probation revocation proceedings; and,

WHEREAS, §302.33(2)(a)3 (2007), Wis. Stats., requires the Wisconsin Department of Corrections to reimburse the county at a rate of \$40 per person per day after January 1, 1993, unless insufficient funds are provided in a fiscal year by §20.410(1)(bn), Wis. Stats. (2007), in which case the Department shall prorate the payments to the county; and,

WHEREAS, the rate charged by La Crosse County to other counties for the cost of housing their inmates is \$55 per day; and,

WHEREAS, the La Crosse County Sheriff's Department is currently required to accept placement of state probation and parole hold inmates in the La Crosse County Jail; and,

WHEREAS, the State of Wisconsin has continually and knowingly under-funded the Department of Corrections, leaving the taxpayers of La Crosse County to subsidize the State of Wisconsin for housing state inmates; and,

WHEREAS, the state reimbursement rate to La Crosse County has not reached \$40 per day in recent years and was \$32.28 per day in 2004-2005, \$31.94 per day in 2005-2006, and \$32.00 per day in 2006-2007; and,

WHEREAS, if the reimbursement to La Crosse County in 2006-2007 had been \$40/day instead of \$32/day, the County would have received \$18,704 in additional funds.

**NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board does respectfully request that the State of Wisconsin Department of Corrections increase the current \$32.00 daily rate payments for State prisoners held in county jails commensurate with the costs incurred by the county for maintaining such prisoners; and

**BE IT FURTHER RESOLVED** that the County Clerk shall forward a copy of this resolution to the Governor of the State of Wisconsin, the Secretary of the Department of Corrections, the Chairpersons of the Joint Committee on Finance, the La Crosse County Legislative Representatives and the Wisconsin Counties Association.

**FISCAL NOTE:** The unreimbursed cost to the County for housing State inmates in 2006-2007 was \$53,774 (\$55/day - \$32/day = \$23/day X 2,338 billable days.)

Date: 8-12-08  
Vicki Burke  
JUDICIARY & LAW COMMITTEE CHAIR

Date: 8-12-08  
Cheryl A. Stephen  
RECORDING CLERK

	Recommended	Not Recommended	Reviewed Only
Co. Admin.	<u>50</u>	_____	_____
Fin. Director	<u>61</u>	_____	_____
Corp. Counsel	_____	_____	<u>DL</u>

Requested By: Vicki Burke  
Date Requested: July 16, 2008  
Drafted By: Corporation Counsel

Adopted by the La Crosse County Board this 21 Day of AUGUST, 2008.

STATE OF WISCONSIN  
COUNTY OF LA CROSSE  
I, Marion I. Naegle, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original resolution required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 21<sup>st</sup> day of August 2008.  
Marion I. Naegle  
Marion I. Naegle, La Crosse County Clerk